

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding Policies,
Procedures and Incentives for Distributed
Generation and Distributed Energy Resources.

Rulemaking 04-03-017
(Filed March 16, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
REJECTING FOR FILING THE MOTION OF
GOLDEN SIERRA POWER DATED DECEMBER 6, 2005**

Golden Sierra Power (GSP) filed a motion on December 6, 2005 requesting a stay of 30 days for any decisions establishing policies or funding for the California Solar Initiative (CSI). GSP states its view that Senate Bill 1 (SB1) is scheduled for action by the state Legislature in early January, 2006. As presented in the 2005 session, SB1 would establish policies and funding for the implementation of solar development in California that would be administered through the California Energy Commission. GSP believes the Commission should await the state Legislature's consideration of SB1.

The Commission does not entertain stays of its orders before they are voted into law by the Commission. GSP refers to a stay of future orders. Accordingly, GSP's motion is moot. Assuming GSP seeks a suspension in the Commission's consideration of an order in this proceeding rather than a stay, its views are appropriately offered in comments on the proposed decision or in other pleadings solicited by the Commission on related topics. The Commission is aware of the status of SB1 at the state Legislature and the motion does not make a compelling case for further suspending action on Commission

consideration of the report of the CEC and Commission staff and the comments filed in this proceeding on solar incentives. For all of these reasons, the motion would unnecessarily impose a burden on the proceeding in that parties may feel compelled to respond. This ruling rejects for filing the motion of GSP dated December 6, 2005. Any pleadings filed in response to the motion shall also be rejected by the Commission's Docket Office.

IT IS RULED that the Commission shall not accept for filing the motion of Golden Sierra Power dated December 6, 2005.

Dated December 8, 2005, at San Francisco, California.

/s/ KIM MALCOLM
Kim Malcolm
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Rejecting for Filing the Motion of Golden Sierra Power dated December 6, 2005 on all parties of record in this proceeding or their attorneys of record.

Dated December 8, 2005, at San Francisco, California.

/s/ ERLINDA PULMANO

Erlinda Pulmano

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.